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December 17, 2004

Philip C. Mendes da Costa B.Sc. (Chem. Eng.), LL.B. 416 957 1695 pmdcosta@bereskinparr.com

Your Reference: 10/816,840 12811-384/PMdC Our Reference:

## INFORMATION DISCLOSURE STATEMENT UNDER CFR.1.56 and CFR 1.97(c)(2)

The Commissioner of Patents and Trademarks Washington, D.C. U.S.A 20231

Dear Sir:

United States Patent Application No. 10/816,840 Re:

For: AIR FLOW PASSAGE FOR A VACUUM CLEANER Filed April 5, 2004

Applicant: Conrad

In accordance with 37 CFR 1.97 and 1.98, and in recognition of the duty of disclosure set forth in 37 CFR 1.56, applicant hereby submits an Information Disclosure Statement including (1) a listing of patents and other publications of which applicant is aware on form PTO-1449; (2) a copy of each listed item.

In accordance with 37 CFR 1.98(c), where two or more patents or publications are merely cumulative, a copy of just one of these patents or publications is enclosed. Alternatively, where one such patent or publication is already of record, no further cumulative patents or publications are enclosed.

Pursuant to 37 CFR 1.98(d), the Examiner is referred to the parent case, namely United States Patent No. 6,737,873 for a copy of the references.

This Information Disclosure Statement is filed subsequent to the issuance of the first Office Action but prior to the issuance of either a Final Action or a Notice of Allowance.

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Scotia Plaza, 40 King Street West, 40th Floor, Toronto, Ontario, Canada M5H 3Y2 Tel: 416.364.7311 Fax: 416.361.1398 www.bereskinparr.com

TORONTO MISSISSAUGA WATERLOO

Please charge the required government fee of \$180.00 to our deposit account #02-2095. Please deduct any additional fees which may be required or remit any excess fees, to our deposit account no. 02-2095.

In view of the forgoing, it is respectfully submitted that the Information Disclosure Statement should be considered at this time by the Examiner.

Respectfully submitted,

Philip C. Mendes da Costa Registration No. 33,106

/kp Encl PTO/SB/08a (08-03)
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Substitute for form 1449A/PTO

#### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

Complete if Known						
Application Number 10/816,840						
Filing Date	April 5, 2004					
First Named Inventor	Conrad					
Art Unit	1724					
Examiner Name	Robert A. Hopkins					
Attorney Docket Number	12811-384/PMdC					

			U.S. PATENT	OCUMENTS		
Examiner Cite		Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevan	
Examiner Initials *	No.	Number - Kind Code <sup>2</sup> (if known)	MM-DD-YYYY		Passages or Relevant Figures Appear	
	1.	US- 1,023,082	Apr., 1912	Kluge		
	2.	US- 1,127,896	Feb., 1915	Keller		
	3.	US- 1,369,939	Mar., 1921	Shaffer		
	4.	US- 1,752,231	Mar., 1930	Clarkson		
	5.	US- 1,759,947	May., 1930	Lee		
	. 6.	US- 1,798,510	Mar., 1931	Winkslow et al.		
	7.	US- 1,826,798	Oct., 1931	Lee		
	8.	US- 1,897,144	Feb., 1933	Prouty		
	9.	US- 2,014,287	Oct., 1935	Newman		
	10.	US- 2,143,421	Jan., 1939	Loehr et al.		
	11.	US- 2,171,248	Sep., 1939	Van Berkel		
	12.	US- 2,392,872	Jan., 1946	Wolfe		
	13.	US- 2,397,872	Apr., 1946	Kovacs		
	14.	US- 2,397,980	Apr., 1946	Petri		
	15.	US- 2,402,845	Jun., 1946	Rodman		
	16.	US- 2,405,625	Aug., 1946	Whiton et al.		
	17.	US- 2,608,268	Aug., 1952	Gerber		
	18.	US- 2,681,124	Jun., 1954	Van er Kolk		
	19.	US- 2,822,060	Feb., 1958	Udovich		
	20.	US- 2,993,223	Jul., 1961	Krammes		

		FOREIGN PA	TENT DOCU	MENTS		
<del></del>		Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No.1	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T⁵
	1.	1042812	Sep., 1983	SU.		
	2.	148023	Mar., 1961	SU.		
	3.	2104136	Jun., 1994	CA.		L
	4.	52195	Sep., 1963	DK.		<u> </u>
	5.	54488	May., 1985	CA.		
	6.	69708	Jan., 1949	DK.		
	7	762070	Dec., 1950	GB.		
	8.	DE 195 06 506	08-96			
	9.	DE 196 50 407	06-98	,		1

Examiner Signature	Date Considered	·

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language

Translation is attached.

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Complete if Known Substitute for form 1449A/PTO 10/816,840 Application Number April 5, 2004 INFORMATION DISCLOSURE Filing Date STATEMENT BY APPLICANT First Named Inventor Conrad 1724 Art Unit Robert A. Hopkins (Use as many sheets as necessary) Examiner Name 12811-384/PMdC Attorney Docket Number 2

		•	U.S. PATENT	OCUMENTS	<u> </u>
	Cite	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevan
Examiner Initials *	No.1	Number - Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	CROS DOCUMENT	Passages or Relevant Figures Appear
	21.	US- 3,171,807	Mar., 1965	NeumanG.E.	
	22.	US- 3,171,807	Mar., 1965	Neuman	
	23.	US- 3,200,568	Aug., 1965	McNeil	
	24.	US- 3,235,090	Feb., 1966	Bose et al.	·
	25.	US- 3,283,480	Nov., 1966	Szego	
	26.	US- 3,320,727	May., 1967	Farley et al.	
	27.	US- 3,398,513	Aug., 1968	Thompson	
	28.	US- 3,425,192	Feb., 1969	Davis	
	29.	US- 3,501,014	Mar., 1970	Fitch, Jr. et al.	
	30.	US- 3,535,854	Oct., 1970	Taylor	
	31.	US- 3,853,518	Dec., 1974	Tu et al.	
	32.	US- 3,877,902	Apr., 1975	Eriksson et al.	
	33.	US- 3,925,045	Dec., 1975	Cheng	
	34.	US- 3,955,236	May., 1976	Mekelburg	
	35.	US- 4,005,998	Feb., 1977	Gorman	
	36.	US- 4,141,698	Feb., 1979	Kihlstedt et al.	
	37.	US- 4,162,149	Jul., 1979	Mekelburg	·
	38.	US- 4,172,710	Oct., 1979	Van Der Molen	
	39.	US- 4,198,290	Apr., 1980	Summers	
	40.	US- 4,251,241	Feb., 1981	Bothun	

		FOREIGN PA	TENT DOCU	MENTS	·	
inaa	Foreign Patent Document		Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No. <sup>1</sup>	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T⁵
	10.	DE 19650407	06-10-98	Kevin Business Corp.		
	11.	EP 0 815 788	01-98			ļ
	12.	EP 0815788	01-07-98	Candy Spa		L
	13.	FR 1,094,603	05-23-55	Martelliere F.	·	
	14.	FR 1.094.603	12-54			
	15.	GB 2 305 623	April, 1997	-GB.		
	16.	JP 59-49817	03-84			
	17.	WO 10452-27	01-00			
	18.	WO 98/02080	Jan., 1998	WO.		l

Examiner	Date	
Signature	Considered	

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This collection of information is required by 27 CED 1.07 and 1.08. The collection of information is required by 27 CED 1.07 and 1.09.

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, use the complete displication form to the USPTO. Time will vary depending upon the individual case. Any comments on including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute	Substitute for form 1449A/PTO			Complete if Known		
				Application Number	10/816,840	
INFO	RMATIC	ON DISC	CLOSURE	Filing Date	April 5, 2004	
STAT	STATEMENT BY APPLICANT			First Named Inventor	Conrad	
OIAI	E111E141	<b>D</b>		Art Unit	1724	
	(Use as many sheets as necessary)			Examiner Name	Robert A. Hopkins	
Sheet	3	of	5	Attorney Docket Number	12811-384/PMdC	

			U.S. PATENT	DOCUMENTS		
Examiner	Cite	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant	
Initials *	No.'	Number - Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Chied Debution	Passages or Relevant Figures Appear	
	41.	US- 4,251,368	Feb., 1981	Colman et al.		
	42.	US- 4,268,288	May., 1981	Coombs		
	43.	US- 4,326,862	Apr., 1982	Suzuki		
	44.	US- 4,345,572	Aug., 1982	Suzuki et al.		
	45.	US- 4,352,681	Oct., 1982	Dietz		
	46.	US- 4,364,146	Dec., 1982	Bowerman L.E.		
·	47.	US- 4,364,146	Dec., 1982	Bowerman		
	48.	US- 4,373,228	Feb., 1983	Dyson		
	49.	US- 4,377,882	Mar., 1983	Dyson		
	50.	US- 4,390,426	Jun., 1983	Vicard		
	51.	US- 4,398,928	Aug., 1983	Kunsagi		
	52.	US- 4,443,234	Apr., 1984	Carlsson		
	53.	US- 4,571,772	Feb., 1986	Dyson		
	54.	US- 4,573,236	Mar., 1986	Dyson		
	55.	US- 4,588,423	May., 1986	Gillingham et al.		
	56.	US- 4,593,429	June, 1996	Dyson J		
	57.	US- 4,593,429	Jun., 1986	Dyson		
	58.	US- 4,643,748	Feb., 1987	Dyson		
	59.	US- 4,662,909	May., 1987	Durr		
	60.	US- 4,756,729	Jul., 1988	Brunnmair et al.		

		FOREIGN PA	TENT DOCU	MENTS		
	Cito	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No. <sup>1</sup>	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T⁵
	19.	WO 98/10691	Mar., 1998	WO.		
	20.	WO 98/23381	Jun., 1998	WO.		
·	21.	WO 98/27857	Jul., 1998	WO.		
	22.	WO 98/33424	Aug., 1998	WO.		

1	Examiner	Date	ı
	Signature	Considered	,

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PTO/SB/08a (08-03)
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Substitute	Substitute for form 1449A/PTO			Complete if Known	
				Application Number	10/816,840
INFO	RMATIC	ON DIS	CLOSURE	Filing Date	April 5, 2004
			PPLICANT	First Named Inventor	Conrad
O I A				Art Unit	1724
	(Use as man	y sheets as	necessary)	Examiner Name	Robert A. Hopkins
Sheet	4	of	5	Attorney Docket Number	12811-384/PMdC

			U.S. PATENT		
Examiner Initials *	Cite No.1	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)	MM-DD-YYYY		
	61.	US- 4,826,515	May., 1989	Dyson	
	62.	US- 4,853,008	Aug., 1989	Dyson	
	63.	US- 4,853,011	Aug., 1989	Dyson	
	64.	US- 450,372	Apr., 1891	Morse	
	65.	US- 5,062,870	Nov., 1991	Dyson	
	66.	US- 5,078,761	Jan., 1992	Dyson	
	67.	US- 5,090,976	Feb., 1992	Dyson	
	68.	US- 5,101,532	Apr., 1992	Dyson et al.	
	69.	US- 5,145,499	Sep., 1992	Dyson	
	70.	US- 5,160,356	Nov., 1992	Dyson	
	71.	US- 5,227,061	July, 1993	Bedsole R.D.	
	72.	US- 5,227,061	July, 1993	Bedsole	
	73.	US- 5,254,147	Oct., 1993	Finke	
	74.	US- 5,267,371	Dec., 1993	Soler et al.	
	75.	US- 5,307,538	May., 1994	Rench et al.	
	76.	US- 5,350,432	Sep., 1994	Lee	
	77.	US- 5,525,396	June, 1996	Rudolph et al	
	78.	US- 5,558,6 97	Sep., 1996	Dyson et al.	
	79.	US- 5,591,253	Jan., 1997	Altman et al.	
	80.	US- 5,755,007	May., 1998	Dyson	

		FOREIGN PA	TENT DOCU	MENTS		
Evaminar	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	No.1	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T⁵

Examiner	Date Considered	
Signature	Considered	

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•	TAT	<b>TEMENT</b>	BY AF	PLICANT	First Named Inventor	Conrad		
	<i></i>				Art Unit	1724		
		(Use as man)	y sheets as n	recessary)	Examiner Name	Robert A. Hopkins		
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		Number - Kind Code <sup>2</sup> (if known)	MM-DD-YYYY		
	81.	US- 5,779,745	July, 1998	Kilstrom	
	82.	US- 5,779,745	Jul., 1998	Kilstrom	
	83.	US- 5,908,493	June, 1999	Krymsky	
	84.	US- 5,935,279	Aug., 1999	Kilstrom	
	85.	US- 5,950,274	Sep., 1999	Kilstrom	
	86.	US- 6,085,382	July, 2000	Bobrossky et al.	
	87.	US- 6,141,816	Nov., 2000	Burnett	
	88.	US- 6,391,095	May 21, 2002	Conrad et al.	
	89.	US- 883,413	Mar., 1908	Mahony	
	90.	US- D305,269	Dec., 1989	Dyson	
	91.	US- D343,707	Jan., 1994	Dyson	
	92.	US- D382,679	Aug., 1997	Dyson	
	93.	US- Re32,257	Oct., 1986	Dyson	
	94.	US-5,908,493	June, 1999	Krymsky M.D.	
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Examiner Signature	Date Considered	

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#### **Privacy Act Statement**

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

 The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to

opposing counsel in the course of settlement negotiations.

 A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

 A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to

the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.

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